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Honolulu Base Ball
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VOL. XI. No. 1955.

HONOLULU, TERRITORY OF HAWAII, MONDAY, SEPTEMBER 30 1901.

PRICE 5 CENTS.

GEHR TALKS OF HIS RAILROAD

Differences With Mr. Swanzy From His Standpoint.

COL JONES REFERS TO WATER SCHEME MONEY

Governor Dole Satisfied With Financial Support Which Promoters Offer--Delayed for the Present.

At the meeting of the Governor's Council this morning the Kohala water scheme was definitely shelved until the Federal Government gives the Territorial Government authority to take further proceedings. There were in attendance the following parties in interest: F. M. Swanzy of Theo. H. Davies & Co., H. F. F. A. Schaefer & Co., Palmer Woods, representing the Woods Estate; F. S. Dodge, representing the Bishop Estate; Messrs. Slater, Holmes, Ballou and McClanahan, attorneys for different interests; Col. J. W. Jones, A. C. Gehr and H. B. Gehr. Colonel Jones made a positive statement to the meeting regarding the financial character of the proposition. He said that in view of the articles that had appeared in the Star characterizing the scheme as a "by-night one, something to be hawked around the country for sale, he would state the fact to be that there was capital money behind the proposition. He had already furnished Governor Dole with the names of some of those connected with the scheme, and he asked the Governor to state whether he believed it to be a bona fide proposition under the statements made.

Governor Dole replied that, although not knowing the Eastern gentlemen personally, he believed that it was, prima facie, a bona fide proposition. Mr. Swanzy asked Mr. Dole if he believed it was bona fide, and Mr. Dole said he thought it was. Governor Dole then stated that, owing to advice from Washington, nothing further would be done in the matter by this Government, until some action was taken with reference to it at Washington.

The Governor also stated that other water privileges recently granted would not become effective, under the ruling made by the Federal Government, until Congressional action made them good. It is understood that the Bishop Estate is another interested in the field for the Kohala water development, but did not show its hand today on account of the statements of the Governor.

H. B. Gehr, after the meeting, expressed himself strongly regarding statements made in the Star, editorially and by Mr. Swanzy, on the 27th and 28th instants. "In answer to the misstatements in the Star," said Mr. Gehr, "I would say that I never at any time represented to Mr. Swanzy or anyone else that Chicago capital was interested in the Kohala and Hilo railway. "At the time that the application was pending for the railway enterprise, Mr. Swanzy was given the names of gentlemen in the East who were back of the road. This was when Mr. Swanzy was about leaving for New York. While there he met the gentlemen and talked the matter over with them fully, and wrote back to his house here that he had met them and was thoroughly satisfied. "I was never expected to raise the capital for building the road, as that matter was in the hands of Eastern gentlemen. "Mr. Swanzy states that not a rail has been laid. Up to the present time the Kohala and Hilo Railway Company's plans have not been approved by the Government, although they were filed last December. And until they are approved the Kohala and Hilo Railway Company will not be permitted to start its work. "T. Rain Walker was a director in the company, and when he left for England Mr. Swanzy was asked if he wished to take his place, and he said he would, which was long after the time he met and had conversations with the promoters in New York.

FOR RENT

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Also large residence on the Waikiki Beach near the Annex; \$60 a month for seven months.

McLELLAN, POND & CO.
REAL ESTATE & INSURANCE

"The whole article seems to me to be a venting of personal spite on my self, and only given forth when Mr. Swanzy has failed to find any valid reason for opposing the water franchise. He takes this means of attempting to discredit the water proposition. He is not the only one."

FAREWELL PERFORMANCES.

"The Belle of New York" will be repeated tomorrow evening and Thursday evening next. On Saturday afternoon and evening "The Gaiety Girl" will be staged. The management begs to announce that for the following farewell performances popular prices will be charged as follows: Orchestra and dress circle, \$1; family circle, 75 cents; gallery, 50 cents. There will be no performance tonight.

For groceries ring up Blue 911.

Will Inspect Schools.

Waikiki, Sept. 28.--Judge J. W. Kaula, Bailiff J. F. Welch and Inspector of Schools Sam Kellinot, all left for Molokai via Lahaina last Friday morning. Mr. Kellinot goes on a tour of inspection and expects to visit the Pelikuni and Waianae valleys, weather permitting.

COPTIC'S FAST TRIP

MADE ALMOST RECORD TIME FROM FAR EAST

Many Notables Aboard for San Francisco--Has One-hundred Laborers--Sails Today.

The steamer Coptic from the Orient arrived this morning after a fast trip of 9 days and 12 hours. After leaving Yokohama she had rough weather for one day running into the edge of a typhoon that was raging. Leaving the storm the vessel had the finest kind of weather to port. She was not expected until this afternoon but being so far ahead of time and taking but one passenger from here she will be sent off this afternoon at 4 o'clock. The Coptic docked at the Channel wharf to discharge her 650 tons of freight for this port. She brought several cabin passengers and a large Oriental mail for Honolulu and has many through passengers for San Francisco. Among the cabin passengers are many diplomatic officials of America and European countries, several German army officers and some American navy and army officers. Of the consulars aboard are H. G. Squires of the American Legation at Peking and Sig. Z. H. Volpicelli, Italian Consul at Shanghai. The American officers en route are: Capt. O. W. Fahrenholz, U. S. N., and Ensign C. H. Woodward U. S. N.

About 100 Japanese passengers came in the steerage. They will go to the plantations after serving the usual period at the quarantine station.

HAGEY CURE CASE AGAIN

Thomas M. Harrison vs. J. A. Magoon and others, the Hagey cure case, came up for another trial by jury this morning before Judge Gear. Robertson & Wilder for plaintiff; Kinney, Ballou & McClanahan for defendants. Following is the jury accepted: Vincent Fernandez, H. Z. Austin, A. D. Bolster, E. Montgomery, Jos. Andrade, H. A. Juen, J. R. Edwards, L. H. Dee, Emil Hammer, Gus H. Aen, E. J. Crawford and Geo. F. Kluegel.

SAW A WHIRLWIND

The residents of the Peninsula saw a very pretty and unusual sight yesterday. A whirlwind started at the upper end of a clear field on the Oahu plantation and gathered up the particles of red dirt, sending them skyward to a great height. The column took its way from one end of the field to the other and was in plain sight for about fifteen minutes.

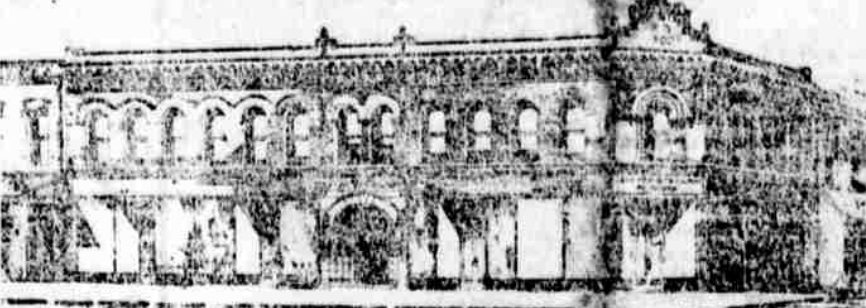
The Princess David Kawannakoa and Cupid Kalamianakole are entertaining the Lilliputians at the beautiful home in Waikiki today. This forenoon, the children enjoyed the pleasant occupation of sea bathing and this afternoon they are playing croquet and other games on the spacious lawns at the royal homestead. One of the Lilliputians sent word over the telephone that the Princesses are the princes of good fellows.

Liverpool, Sept. 21.--At a meeting to day of the stockholders of Ogden's Limited it was unanimously agreed to sell all the shares to the American Tobacco Company on the terms offered September 18, namely, \$25 for preferred shares, \$30 for ordinary shares and \$111 10s for debenture shares, stipulating that 75 per cent of each class must be purchasable.

Chicago, Ill., Sept. 21.--Miss Laura Conger and Lieutenant Frederick E. Buchanan, U. S. A., were married last night at the residence of the bride's aunt in this city. Miss Conger is the daughter of the United States Minister to China.

McINTYRE BLOCK

THE march of improvement goes steadily on in the city of Honolulu and substantial brick and stone buildings are rapidly taking the place of the old and obsolete structures. Some ten months ago ground was cleared and the foundation laid for the erection of a modern two-story business and office block for the McIntyre Building Association, the cost when completed being in the neighborhood of \$55,000, and erected from designs furnished by the well known architect O. B. Tra-phagen of this city. Within a few days the edifice which is known as the McIntyre building will be ready for occupancy. This commodious business block is located on the corner of Fort and King streets, is two stories in height, and resting upon a magnificent foundation, thoroughly capable of sustaining any weight that may be put upon it. Underneath the building are magnificent storage rooms for the occupants of the building. The building is a most modern one in every respect and is constructed of pressed brick and terra cotta in the Richardsonian Romanesque style of architecture, and so constructed that an additional story or two can be added on at any time. The structure has a frontage of 112 feet on Fort street and on King street of 63 feet. The first or street floor is divided into



two compartments. The makai side of the main entrance will be occupied by the First National Bank, while the mauka side will be tenanted by the firm of McIntyre Bros., the shoe dealers. The entire frontage on both streets is fitted with magnificent large plate glass windows which greatly adds to the general effect of the whole building. The second story has been subdivided into fourteen offices, each and all lighted by direct light throughout with large outside windows. There is a commanding entrance on the Fort street side leading to the offices above through a large tiled hallway. The foundation walls of this building are a decided feature, being constructed of native blue stone, and the piers are of cut blue stone and iron and steel girders. Surrounding the building has been laid a splendid sidewalk. The building was erected by J. Ouderkerk, the contractor and builder of this city, who has had twenty-one years experience in the erection of buildings and general contracting work in the Hawaiian Islands.

What Hitchcock Says of Water Privileges

Following are the letters from Washington relative to the proposed license to develop water sources in the Hamakua and Kohala districts of Hawaii: The monthly report of the Honolulu Stock and Bond Exchange comes out this afternoon. It shows few transactions on the board that for any month since the organization of the exchange. Department of the Interior, Washington, June 14, 1901. The Governor of Hawaii, Honolulu, Hawaii. Sir:--Your letter of the 22d ultimo has been received, in which you state that an application has been presented in behalf of Mr. Samuel Parker for a license, for a period of ninety-nine years, to build, construct, maintain and operate, for the conveyance of water for irrigation purposes, a ditch, on a high elevation over government lands in the district of North Kohala, between and including Pukunui and the northern portion of Hawaii, and also a ditch on a lower elevation over government land situated in said district between and including Mulwail and the northern portion of the Island of Hawaii.

You state that the water which is sought to be diverted by the proposed ditches, now flows into the sea and cannot be utilized upon the lands through which it runs; that the enterprise meets with your approval; and that it is your intention to execute a license (draft of which accompanies your letter) unless advice to the contrary are received from this Department.

This matter was originally submitted with your letter of May 22, 1901, to which this Department made reply under date of June 14, 1901. In the argument now submitted, it is pointed out that this Department has held that the Act of Congress of April 30, 1901 (31 Stat. 14), entitled "An Act to provide a government for the Territory of Hawaii," continues in force, except as therein modified, the land laws of the former Republic, and contended that those laws give the Commissioner of Public Lands the right to grant land licenses of the nature in question without restriction as to price or term of years. The first use of the phrase "land license" in the land laws of Hawaii is found in section 186, Civil Laws, where that term is defined as follows: "A 'land license' means a privilege granted by the Government for the occupation of land for certain special purposes, such as the cutting and removal of timber, the removal of soil, sand, gravel or stone." "In only other places pointed out in the brief filed herein where the term is used are in section 193, where it is provided that the Commissioners of Public Lands shall have power to make rules and regulations "for surveying public lands, for the protection of forests and reservations for forest growth, for the granting of land licenses," etc., and section 198, where sub-paragraphs are given the power, among other things-- "4. To enforce contracts respecting sales, leases, licenses or other disposition of public lands; "5. To recover rents, purchase money and other moneys due the Government in respect of any sales, leases, licenses or other disposition of public lands, or for use and occupation thereof." Upon these provisions is predicated the proposition, as formulated in the letter asking a reconsideration of the matter, that "the Land Commissioner of the Territory of Hawaii with, at most, the approval of the Governor, has express authority under existing laws to grant the license as requested."

A license in relation to real property. (Continued on page 4.)

Herrick Now Advances

Players--	Votes.
ORMAN	8,248
ROBERTSON	7,586
THOMPSON	4,818
CHILLINGWORTH	1,612
HERRICK	1,598
GLEASON	1,409
LESLIE	951
MOSSMAN	895
MAHUKA	391
JACKSON	357
JOY	355
BABBITT	313
WILLIAMS	209
DAYTON	167
BROWN	152
KAAI	151
BOWERS	68
GAY	53
SHeldon	52
WRIGHT	47
FRITZ	42
LOUIS	42
BULLOCK	36
SIMMONS	29
MOORE	20
LUCAS	19
MARCELLINO	19
WELSH	15
RICHARDSON	15
SCATTERING	129

Ministry. The great Ministerial journals accuse the government of trying to run the war "on the cheap" by not providing Lord Kitchener with sufficient resources.

The Times, while it has no misgivings as to the final outcome, accuses the home authorities of lack of organization, sustained effort, of a disposition to postpone military for financial consideration and of failure to grasp the moral and intellectual damage which the prolongation of the struggle inflicts upon the empire. Other Ministerial supporters aver that precious months which should have been spent in preparing for another campaign were wasted in electioneering and that Lord Kitchener has not been supplied with the requisites.

The Evening Bulletin, 75 cents per month.

New York, Sept. 21.--If Shamrock II wins the America's cup, it is said, a challenge will at once be issued by the New York Yacht Club for a race next year. It is claimed that arrangements have already been made looking to the issuance of a challenge. This, however, does not mean that the members of the Club think that the Columbia will be beaten.

FILLER AT SEA AGAIN

TAKES COMMAND AT HANA OF THE LESLIE BALDWIN

Called Down Once Before for Same Action--Captain Seike Quits--Harbor Will Act.

Manager Filler of the Kahului Railroad has apparently not profited by the calling down he received from the customs authorities several months ago for illegally running the little tug Leslie Baldwin. On last Thursday at Hana he again took charge of the vessel while she was being handled by her captain A. B. Seike. Filler boarded the tug from a small boat, entered the wheel house and signalled the engineer. He then let go the vessel's anchor. As a result of his interference Seike has given notice of his intention to quit the vessel, and Filler will have to look around for another captain.

It seems that last week Filler wanted some lumber on a barge moved from Kahului to Hana. He asked the captain of the Claudine to do it on the steamer did not have the time to spare. The Leslie Baldwin then started to do the work and made the trip all night. In mooring the scow at Hana the illegal action of Filler took place. Captain Seike was in the wheel house directing the handling of the Baldwin from directions he was getting from Captain Parker of the Claudine, then at Hana. The work was being done well and carefully, and was witnessed by Captain Parker of the steamer and Captain Clark. The action of Filler in going aboard and taking charge of the Baldwin was almost as much of a surprise to them as it was to Seike.

The matter of Manager Filler's action will be laid before the Collector of Customs and Honolulu Harbor No. 54, M. & P. Association. If some guarantee is not given that in future Filler will not interfere with the handling of the Baldwin by her regularly certificated captain, it is very possible that under the circumstances it will be found that there are no men in the islands who will be willing to take the position. Besides the customs authorities and the local organization of captains, the matter will be laid before the agents, Alexander & Baldwin, so that they may be guided to take steps looking to the stopping of Filler's illegal acts in regard to the Baldwin.

San Francisco, Sept. 21.--Hon. Seth Low, president of Columbia College, New York, is expected to attend the general convention of Episcopals during the coming month, though his onerous duties may prevent his coming. There would have been no doubt of his presence at the convention but for the possibility of his nomination for Mayor of New York to head the movement for the overthrow of Tammany.

DAVID HAUGHS ON FIRE IN HAMAKUA

Forty-five Acres of Cane Belonging to Portuguese Burned.

INQUEST HELD BUT NO CLUE COULD BE FOUND

Forest Fires Visited--Pretty Well Under Control--Danger If Wind Rises--Sparks Might Be Carried Across Trenches.

Writing from Paauhau, Hawaii, under date of September 26, David Haughs tells the following story of the progress of the devastating fire in the District of Hamakua:

"Mr. Boyd's letter to the Governor gives you an account of our work for the first few days of our visit to Hamakua. After visiting the fires, we returned to Waimea. That was last Friday night. We stayed at that place until Monday morning. "On Sunday evening, Albert Horner telephoned to Mr. Boyd, stating that a fire had started in the trash on Hamakua plantation and spread into a part of forest land adjoining the Louisa Bros.' coffee, and from there it spread into a cane field belonging to a Portuguese and destroyed about 45 acres of cane. "Mr. Boyd and I talked the matter over and concluded that the best thing to do would be for me to return to Hamakua on Monday morning while he and Mr. Campbell went to Kohala. "I started for the fire early Monday morning so that I might be present at the inquest which was going to be held that day. The judge, the jurymen and I visited the burned tract on the same afternoon and the next day, the inquest was held at Honokaa. Several witnesses were examined but no clue to the person who started the fire could be secured. "The next day being Wednesday, I visited the Honokaa homestead along with Mr. Rickard. Today, Albert Horner, James Gibb and myself visited two of the fires in the forest and found them still burning slowly. "Mr. Horner has his men there digging trenches and trying to keep the fires from spreading. I may say that they are pretty well under control at the present time but, should the wind rise, sparks from the large trees may be carried over the trenches and start fires on the other side. "The wind has been very light for the past week and the fires have not made much progress. Mr. Boyd and party are expected in Hamakua again Saturday morning when I will consult with him in regard to my future plans. "No signs of rain here yet. Everything is very dry. "Yours respectfully, "DAVID HAUGHS."

PORTO RICAN LEOPERS.

Two Porto Rican laborers at Kilauea plantation were arrested last week. They are suspected of being lepers and will be sent here for examination.

M.P.D.

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So it Makes No Difference

What priced shoe you buy from us--you can depend on having your MONEY'S - WORTH. Pleasing Styles, Pleasing Wear at Pleasing Prices is What Pleases Our Trade.

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